

**IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF GEORGIA  
COLUMBUS DIVISION**

WILHEN HILL BARRIENTOS,  
MARGARITO VELAZQUEZ GALICIA,  
and SHOAIB AHMED individually and on  
behalf of all others similarly situated,

Plaintiffs,

v.

CORECIVIC, INC.,

Defendant.

Civil Action No. 4:18-cv-00070-CDL

**DEFENDANT’S MOTION TO DISMISS COMPLAINT**

Defendant CoreCivic, Inc. respectfully moves the Court, pursuant to Federal Rule of Civil Procedure 12(b)(6), to dismiss Plaintiffs’ Complaint for failure to state a claim upon which relief can be granted. Defendant’s Motion is based on the allegations in the Complaint and the accompanying Memorandum in Support. For the reasons set forth in its Memorandum, Defendant’s Motion should be granted.<sup>1</sup>

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<sup>1</sup> Plaintiffs’ counsel and Defendant’s counsel conferred prior to the filing of this Motion, *see* Local Rules, Standards of Conduct (B)(8), but were unable to resolve it.

Dated: June 21, 2018

Respectfully submitted,

s/ Daniel P. Struck

Daniel P. Struck (*pro hac vice*)

Lead Counsel

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 21st day of June, 2018, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

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and I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants:

N/A

s/ Daniel P. Struck  
\_\_\_\_\_  
Daniel P. Struck

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